

IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE NORTHERN DISTRICT OF OHIO  
EASTERN DIVISION

In re: ) Case No. 23-41366-(TNAP)  
Gray Matter Holdings Inc, )  
Debtor. ) Chapter 11  
 ) Judge Tiiara N. A. Patton

**RESPONSE REGARDING ABSTENTION PURSUANT TO 11 U.S.C. § 305**

On January 3, 2024, the Court held a hearing in the Gray Matter Holdings Inc. (the “Debtor”) matter and invited the United States Trustee to file a response regarding whether the Court should abstain from ruling on the Debtor’s motion seeking a temporary restraining order and the corresponding issues in this case pursuant to 11 U.S.C. § 305. In response to the Court’s invitation, the United States Trustee states that he does not take a position on whether the Court should abstain from ruling in this case and defers to the discretion of the Court.

Should the Court determine that abstention by way of suspension of these proceedings is appropriate pursuant to 11 U.S.C. § 305(a)(1), the United States Trustee requests that the Court order the Debtor, Anthony Davian, and David Handel to file joint status reports every eight weeks or such other time the Court determines is appropriate for as long as any order suspending the proceedings with this Court remains in place.

Respectfully submitted,

**ANNDREW R. VARA  
UNITED STATES TRUSTEE  
REGIONS 3 & 9**

By: /s/ Lauren C. Schoenewald  
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## CERTIFICATE OF SERVICE

I hereby certify that on January 5, 2024, a true and correct copy of the foregoing ***Response Regarding Abstention Pursuant to 11 U.S.C. § 305*** was served:

Via the Court's Electronic Case Filing System on these entities and individuals who are listed on the Court's Electronic Mail Notice List:

- Alexis Beachdell abeachdell@bakerlaw.com
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